MULTIMEDIA UNIVERSITY

STUDENT ID NO

MULTIMEDIA UNIVERSITY

FINAL EXAMINATION

TRIMESTER 2, 2019/2020

ULS1612 – LEGAL SKILLS

(All Sections / Groups)

02 MARCH 2020

Reading Time : 9.00am – 9.15am
(15 Minutes)
Answering Time: 9.15am – 12.15pm
(3 Hours)

INSTRUCTIONS TO STUDENT

1. Students will have **fifteen minutes** during which they may read the paper and make rough notes ONLY in their question paper. Students then have the remaining **THREE HOURS** in which to answer the questions.

2. This Question paper consists of 2 pages with 5 Questions only.

3. You are required to answer ONE QUESTION question in Part A and answer ALL THREE questions in Part B. All questions carry equal marks and the distribution of the marks for each question is given.

4. Students are not allowed to bring in any statute into the Examination Hall.

5. Please write all your answers in the Answer Booklet provided.

PART A (ANSWER ONE (1) QUESTION ONLY)

QUESTION 1

> "Instead of memorizing cases that would solve easy problems, I learned that researching, analyzing, and writing about the law occurs as a complex, interwoven process. Through that process, lawyers learn of the law that exists and then fashion arguments, documents, and transactions to solve clients' problems; novel approaches are steeped in the cases, statutes, and rules that the lawyer has located through thorough research."
>
> (Suzanne E. Rowe,2009)

Explain the Bullseye and MIRAT legal analysis methods.

(Total:25 marks)

QUESTION 2

Explain the differences between the modern legal research technique and the traditional legal research technique. Also provide the limitations of both legal research techniques.

(Total:25 marks)

PART B (ANSWER ALL QUESTIONS)

QUESTION 3

You have worked for Messrs Pristin, Mario and Dell for a year after getting called to the Malaysian Bar. The Senior Lawyer in the firm, Ms Pristin would like to determine your performance at the firm thus far. She has decided to test you whether you have mastered the art of interviewing clients. She has requested that you explain to her in detail the various ways a lawyer could interview the client. She expects you to explain at least 5 ways and for each way, you are required to provide two examples

(Total:25 marks)

QUESTION 4

The carbolic smoke ball was a device the eponymous company assured could prevent anyone from catching influenza. It was so confident, in fact, that its advertisement for the carbolic smoke ball offered a reward of £100 to anyone who contracted influenza after using it as directed. Mrs. Carlill used it and still contracted influenza. She wrote to the company asking for his reward, but they refused to pay, so she sued.

(Carlill v. Carbolic Smoke Ball Co. (Queen's Bench 1893))

Prepare a written opinion to advise Mrs. Carlill on Carbolic Smoke Ball Co.'s liability based on the above. Use fictional address and endorsement to draft the written opinion

(Total:25 marks)

Continued...

QUESTION 5

In law as practiced in countries that follow the English models, a pleading is a formal written statement of a party's claims or defenses to another party's claims in a civil action. The parties' pleadings in a case define the issues to be adjudicated in the action. Critically explain your understanding on pleadings in particular on the elements of pleadings, objectives and format.

(Total:25 marks)

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